

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

17 With the agreement of the parties in open court on October 4, 2006, and for the reasons set  
18 forth below, the Court enters this order excluding time under the Speedy Trial Act, 18 U.S.C. §  
19 3161, from October 4, 2006, to October 18, 2006.

20 1. The parties have reached a negotiated resolution in this case that involves a resolution in a  
21 state court proceeding. Defense counsel needs additional time to investigate the state charges  
22 and the relationship to the federal sentence here, and requested a two-week continuance to  
23 accomplish this. Accordingly, on October 4, 2006, the Court set a new hearing date on October  
24 18, 2006, at 2:15 p.m.

25       2. On October 4, 2006, the parties also agreed, and the Court held, that time should be  
26 excluded under the Speedy Trial Act until October 18, 2006. Failure to grant a two-week  
27 continuance until October 18 would deny defense counsel the reasonable time necessary for  
28 effective preparation, taking into account the exercise of due diligence. See 18 U.S.C. §

1 3161(h)(8)(B)(iv). The Court also finds that the ends of justice served by excluding the period  
2 from October 4, 2006, to October 18, 2006, outweigh the best interest of the public and the  
3 defendant in a speedy trial. See id. § 3161(h)(A).

4 3. Accordingly, the Court excludes time under the Speedy Trial Clock from October 4, 2006,  
5 to October 18, 2006.

6 IT IS SO ORDERED.

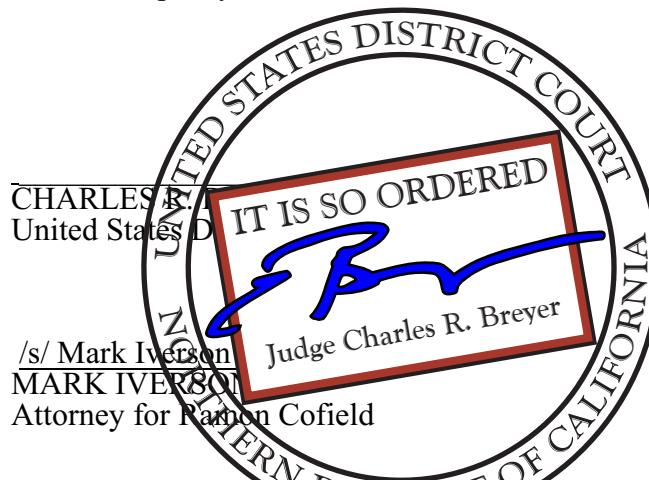
7 DATED: October 19, 2006

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9 STIPULATED:

10 DATED: 10/06/06

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/s/ Laurel Beeler  
LAUREL BEELER  
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